

THE UNITED STATES DISTRICT COURT
 WESTERN DISTRICT OF TEXAS
 AUSTIN DIVISION

WHITNEY BILYEU, individually and
 as Chair of the LIBERTARIAN PARTY
 OF TEXAS, et al.,

Plaintiffs,

v.

No. 1:21-cv-01089-RP

JOHN B. SCOTT, in his official capacity
 as the Secretary of State of the State of
 Texas, et al.,

Defendants.

PLAINTIFFS' OBJECTIONS TO DEFENDANTS' DEPOSITION DESIGNATIONS

Plaintiffs Whitney Bilyeu, individually and as Chair of the Libertarian Party of Texas, the Libertarian Party of Texas (“LPTexas”), Mark Ash, Stephanie Berlin, Joe Burnes, Arthur DiBianca, Kevin Hale, Desarae Lindsey, Arthur Thomas IV, and Mark Tippetts (collectively, “Libertarians”) file their Objections and Defendants’ Deposition Designations as follows. These objections are being filed with Court’s leave and in light of its pre-trial rulings.

A. Mark Ash

Page/Line	Objection/Counter-Designation	Sustained	Overruled
20:22–21:3	FRE 401; this testimony is not relevant because it will not tend to make any fact more or less probable and it would be without the testimony, and the subject of the testimony is of no consequence in determining the issue pending before the Court.		

B. Whitney Bilyeu

Page/Line	Objection/Counter-Designation	Sustained	Overruled
30:4–10	FRE 401; this testimony is not relevant because it will not tend to make any fact more or less probable and it would be without the testimony, and the subject of the testimony is of no consequence in determining the issue pending before the Court.		
39:12–40:10	FRE 401; this testimony is not relevant because it will not tend to make any fact more or less probable and it would be without the testimony, and the subject of the testimony is of no consequence in determining the issue pending before the Court.		

C. Arthur DiBianca

Page/Line	Objection/Counter-Designation	Sustained	Overruled
10:5–11:19	FRE 401; this testimony is not relevant because it will not tend to make any fact more or less probable and it would be without the testimony, and the subject of the testimony is of no consequence in determining the issue pending before the Court.		
69:11–73:24	FRE 401; this testimony is not relevant because it will not tend to make any fact more or less probable and it would be without the testimony, and the subject of the testimony is of no consequence in determining the issue pending before the Court.		
12:20–22	FRE 401; this testimony is not relevant because it will not tend to make any fact more or less probable and it would be without the testimony, and the subject of the testimony is of no consequence in determining the issue pending before the Court.		

D. Arthur Thomas IV

Page/Line	Objection/Counter-Designation	Sustained	Overruled
68:19–69:17	FRE 401; this testimony is not relevant because it will not tend to make any fact more or less probable and it would be without the testimony, and the subject of the testimony is of no consequence in determining the issue pending before the Court.		

E. Mark Tippets

Page/Line	Objection/Counter-Designation	Sustained	Overruled
46:2–22	FRE 401; this testimony is not relevant because it will not tend to make any fact more or less probable and it would be without the testimony, and the subject of the testimony is of no consequence in determining the issue pending before the Court.		
40:9–19	FRE 401; this testimony is not relevant because it will not tend to make any fact more or less probable and it would be without the testimony, and the subject of the testimony is of no consequence in determining the issue pending before the Court.		

Dated: February 23, 2022

Respectfully submitted,

By: /s/ Jared G. LeBlanc

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ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was served upon Defendants, by and through their counsel of record, electronically on February 23, 2022.

/s/ Jared G. LeBlanc
 Jared G. LeBlanc